

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Gross *et al.*

Serial No.: 09/440,037

Filed: November 12, 1999

For: ALL NATURAL ACCELERATED AGING  
OF DISTILLED SPIRITS

Group Art Unit: Unknown

Examiner: Unknown

Atty. Dkt. No.: KAI475/4-002

DECLARATION CLAIMING SMALL ENTITY STATUS  
37 C.F.R. §§ 1.9(F) AND 1.27(C) - SMALL BUSINESS CONCERN

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

I hereby declare that I am an official empowered to act on behalf of the small business concern identified below:

Name of Organization: KAIROS CORPORATION  
Address of Organization: 1535 Market Street  
Shreveport, Louisiana 71101

The type of organization is a Small Business Concern.

I hereby declare that the organization identified above qualifies as a small business concern as defined in 37 C.F.R. § 1.9(d), and thus is a "small entity" as defined in § 1.9(f), for purposes of paying reduced fees under Sections 41(a) and (b) of Title 35, United States Code, with regard to the above-referenced application.

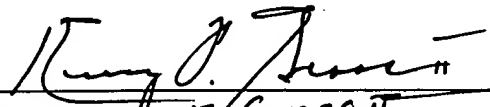
I hereby declare that exclusive rights to the invention have been conveyed to and remain with the organization, with respect to the above-referenced invention, nor have I assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR § 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR. § 1.9(d) or a non-

profit organization under 37 CFR § 1.9(e), with the exception that the Government may have rights in the invention pursuant to a funding agreement under 35 U.S.C. § 202(c)(4): None

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

KAIROS CORPORATION

By:   
Name: REMY F. GROSS II  
Title: PRESIDENT  
Date: January 05, 2000.

**DECLARATION**

As a below named inventor, I hereby declare that:

My residence, post office and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or the below named inventors believe they are the original, first and joint inventors (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled \*, the specification of which:

\_\_\_\_\_ is attached hereto.

X was filed on November 12, 1999 as Application Serial No. 09/440,037 and was amended on \_\_\_\_\_ (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATION(S)			Priority
			<u>Claimed</u>
			Yes/No
_____ (Number)	_____ (Country)	_____ (Date Filed)	
_____ (Number)	_____ (Country)	_____ (Date Filed)	

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose all information known to me to be material to the patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56, which become available between the filing date of the prior application and the national or PCT international filing date of this application:

_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status)
_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status)

I hereby claim the benefit under title 35, United States code §119(e) of any United States provisional application(s) listed below:

(Application Serial No.)

(Filing Date)

Please direct all communications as follows:

Timothy S. Corder, Patent Agent  
VINSON & ELKINS L.L.P.  
2300 First City Tower  
1001 Fannin Street  
Houston, Texas 77002-6760  
Ph: (512/495-8446)

I hereby declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's Full Name: Remy F. Gross, II

Inventor's Signature: *Remy F. Gross, II*

Date: January 05, 2000.

Country of Residence: United States

Citizenship: United States

Post Office Address: 750 Elmwood Street, Shreveport, LA. 71104

(Include number, street name, city, state and zip code)

Inventor's Full Name: John P. Delmore

Inventor's Signature: *John P. Delmore*

Date: 01-6-00

Country of Residence: USA

Citizenship: USA

Post Office Address: 416 Thompson St. Bossier City, LA 71111

(Include number, street name, city, state and zip code)

Inventor's Full Name: Walter E. Buske

Inventor's Signature: ✓

Date: ✓

Country of Residence: ✓

Citizenship: ✓

Post Office Address: ✓

(Include number, street name, city, state and zip code)

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Inventor's Full Name: Remy F. Gross, II

Inventor's Signature: / Date: /

Country of Residence: / Citizenship: /

Post Office Address: /  
(Include number, street name, city, state and zip code)

Inventor's Full Name: John P. Delmore

Inventor's Signature: / Date: /

Country of Residence: / Citizenship: /

Post Office Address: /  
(Include number, street name, city, state and zip code)

Inventor's Full Name: Walter E. Buske Walter E. Buske 3 January 2000

Inventor's Signature: / Walter E. Buske Date: / 3 January 2000

Country of Residence: / USA Citizenship: / USA

Post Office Address: / 628 Canyon Greens Drive, Las Vegas NV  
(Include number, street name, city, state and zip code) 89134